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In re Application of
MOON, et al.
Application No.: 10/566,407
PCT No.: PCT/GB04/03260
Int. Filing Date: 28 July 2004
Priority Date: 28 July 2003
Attorney Docket No.: MCLRK-009US
For: CAPACITIVE SENSOR

DECISION ON PAPERS

UNDER 37 CFR 1.42

This decision is in response to the applicant's "Renewed Petition Under 37 C.F.R. Section 1.42" filed 25 June 2007 in the United States Patent and Trademark Office (USPTO). No petition fee is due.

BACKGROUND

On 17 January 2007, applicant was mailed a decision dismissing applicant's request for status pursuant to 37 CFR 1.42. Applicant was afforded two months to file any request for reconsideration.

On 25 June 2007, applicant filed the present response accompanied by a petition for a four-month extension of time. With the filing of the extension of time petition and payment of the appropriate extension fee, the renewed request is considered timely filed.

DISCUSSION

37 CFR 1.42 When the Inventor is Dead, states, in part:

"In case of the death of the inventor, the legal representative (executor, administrator, etc.) of the deceased inventor may make the necessary oath or declaration, and apply for and obtain the patent."

Applicant has presently filed an executed declaration signed by the legal representative which provides the above information for both the deceased inventor and his legal representative and details their respective roles in the application. Thus, it is appropriate to grant applicant's renewed petition at this time.

CONCLUSION

Applicant's renewed request for status under 37 CFR 1.42 is **GRANTED**.

This application has an international application filing date of 28 July 2004 and will be given a date of **25 June 2007** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

This application is being returned to the DO/EO/US for processing in accordance with this decision.

A handwritten signature in black ink, appearing to read 'D. A. Putonen', is positioned above the typed name.

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